

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln No.:	09/915,080	)	
		)	
Applicants:	James J. Fitzgibbon et. al	)	<b><i>Confirmation No. 6492</i></b>
		)	
Filed:	July 25, 2001	)	This Petition was electronically filed
		)	on November 3, 2009 using the
For:	BARRIER MOVEMENT SYSTEM	)	USPTO's EFS-Web.
	INCLUDING A COMBINED	)	
	KEYPAD AND VOICE	)	
	RESPONSIVE TRANSMITTER	)	
		)	
TC/A.U.:	2612	)	
		)	
Examiner:	Nabil H. Syed	)	
		)	
		)	
Docket No.:	5569/69789	)	
		)	
Customer No.:	22242	)	

Mail Stop PETITIONS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. §1.137(b) TO REVIVE  
AN UNINTENTIONALLY ABANDONED APPLICATION**

Sir:

Applicants hereby petition under 37 CFR §1.137(b) to revive an unintentionally abandoned application. The Applicants unintentionally did not respond to the non-final Office Action in this application and the application has apparently become abandoned.

The Applicants hereby respectfully petition the Commissioner under 37 C.F.R. § 1.137(b) to revive the above-identified patent application. The abandonment of the application for the delay in responding to the non-final Office Action was unintentional.

The Applicants submit that the entire delay in filing the required response from the due date for the response until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137 (b) was unintentional.

Submitted herewith, in accordance with 37 CFR § 1.137(b), are the following:

1. A Response to the non-final Office Action mailed March 6, 2009.
2. A Petition under 37 CFR § 1.136(a) for an extension of time for reply to the non-final Office Action to and including September 6, 2009.
3. An extension of time fee as set forth under 37 CFR § 1.17(a)(3) for a response within the third month to our deposit account No. 06-1135 in the amount of \$1,110.00.
4. A Petition Fee for this Petition to Revive as set forth under 37 CFR § 1.17(m) to our deposit account No. 06-1135 in the amount of \$1,620.00.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application or in connection with this Petition to Deposit Account No. 06-1135.

Respectfully requested,

FITCH, EVEN, TABIN & FLANNERY

Date: November 3, 2009

By: 

Timothy E. Levstik

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